(3)

CF1606

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

WRIT PETITION NO. 1261 OF 2003

PETITIONER : Awdesh Kumar Rathore, Son of Shri Chandrika Prasad Rathore, aged about 26 years, resident of Purani basti Janjgir, Distt - Janjgir - Champa (C.G)

VERSUS

RESPONDENTS :

1. State of Chhattisgarh through the Secretary, Panchayat & Rural Development Department, DKS Bhavan Raipur (CG).

2. Collector, Janjgir, Distt - Janjgir - Champa (C G).

3. Chief Executive Officer, Zila Panchayat, Janjgir - Champa, Distt - Janjgir - Champa (C.G).

4. Chief Executive Officer, Janpat Panchayat, Janjgir, Dist - Janjgir - Champa (C G).

P. R. No. 1157/03
Presented by Shri A.K. Bisht
dated 16.09.03

WRIT PETITION UNDER ARTICLES 226/227 OF THE CONSTITUTION OF INDIA

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

(36)

मामला क्रमांक W.P. 1261/03 सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

13/09/2006: -

Mr. V.K. Pandey learned counsel for the petitioner.

Mr. Pankaj Shrivastava, learned Panel Lawyer, for respondents 1 & 2.

Mr. Sourabh Dangi and Ms. Samta Jain learned counsel for respondent No.4.

Heard.

Learned counsel appearing for the petitioner submits that the petitioner was appointed as contract teacher by order dated 04/10/2002 (Annexure-P/2) for academic session 2002-2003. Accordingly, the petitioner joined service on 05/10/2002. According to the petitioner, academic session 2002-2003 came to an end in the month of May 2003. The services of the petitioner were terminated by order dated 28/03/2003, contrary to Clause (3) of the appointment order. The petitioner was entitled to either one month's notice or one month's salary before termination of his appointment as contract teacher before end of the academic session. The petitioner has not been paid salary for one month and he has also not been given one month's notice. In case the petitioner has not been given one month's salary or one month's notice in advance, he is entitled to one month's salary. Learned counsel further submits that the petitioner will be satisfied if a direction is given to the respondents to consider him for appointment in the next academic session on the post of Shiksha Karmi in accordance with law.

In view of the foregoing, the petition is disposed of to the above extent with a direction to respondents 3 and 4 to pay the salary of one month to the petitioner within a period of two weeks from the date of receipt/communication of this order.

Parties are entitled for certified copy of this order.

Sd/-
Satish K. Agnihotri
Judge